

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

1) VIDEO GAMING TECHNOLOGIES, INC.,)	
)	
)	
Plaintiff,)	
)	
v.)	Case No. 4:17-cv-00454-GKF-jfj
)	
1) CASTLE HILL STUDIOS LLC)	
(d/b/a CASTLE HILL GAMING);)	
2) CASTLE HILL HOLDING LLC)	
(d/b/a CASTLE HILL GAMING); and)	
3) IRONWORKS DEVELOPMENT, LLC)	
(d/b/a CASTLE HILL GAMING))	
)	
Defendants.)	

**DECLARATION OF REBECCA DALTON IN SUPPORT OF PLAINTIFF
VIDEO GAMING TECHNOLOGIES INC.’S MOTION IN LIMINE AND BRIEF
IN SUPPORT REGARDING THIRD PARTY GAMES**

1. I am an attorney with the law firm of Covington & Burling LLP, counsel for Plaintiff Video Gaming Technologies, Inc. (“VGT”).

2. Attached as **Exhibit A** is a true and correct copy of Interrogatory No. 24 in Video Gaming Technologies, Inc.’s Seventh Set of Interrogatories to Defendants, dated June 13, 2018.

3. Attached as **Exhibit B** is a true and correct copy of the Response to Interrogatory No. 24 in Defendants’ Response to Plaintiff’s Seventh Set of Interrogatories, dated July 17, 2018.

4. Attached as **Exhibit C** is a true and correct copy of the Response to Interrogatory No. 2 in Defendants’ Second Supplemental Objections and Responses to Plaintiff’s First Interrogatories to Defendants, dated March 16, 2018.

5. Attached as **Exhibit D** is a true and correct copy of an excerpt (CHG0134189–CHG0134206) from the 339 pages of documents relating to third party games produced by CHG (CHG0134189–CHG0134526).

**CONTAINS HIGHLY CONFIDENTIAL INFORMATION
SUBJECT TO PROTECTIVE ORDER**

6. Attached as **Exhibit E** is a true and correct copy of the Response to Interrogatory No. 21 in Defendants' First Supplemental Response to Plaintiff's Fourth Set of Interrogatories, dated July 29, 2018.

7. Attached as **Exhibit F** is a true and correct copy of the Response to Interrogatory No. 21 in Defendants' First Supplemental Response to Plaintiff's Fourth Set of Interrogatories, dated July 29, 2018.

8. Attached as **Exhibit G** is a true and correct copy of excerpts from the deposition testimony of Daniel J. Fulton, dated August 1, 2018.

9. I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 12, 2018 in Washington, District of Columbia.

/s/ Rebecca Dalton
Rebecca Dalton

**CONTAINS HIGHLY CONFIDENTIAL INFORMATION
SUBJECT TO PROTECTIVE ORDER**

CERTIFICATE OF SERVICE

I hereby certify that on October 12, 2018, I filed the foregoing Declaration of Rebecca Dalton via ECF, which caused a true and correct copy of the foregoing to be delivered to the following counsel for Defendants:

Robert C. Gill
Thomas S. Schaufelberger
Matthew J. Antonelli
Henry A. Platt
SAUL EWING ARNSTEIN & LEHR, LLP
1919 Pennsylvania Avenue, NW, Suite 550
Washington, D.C. 20006
(202) 295-6605
(202) 295-6705 (facsimile)
robert.gill@saul.com
tschauf@saul.com
matt.antonelli@saul.com
henry.platt@saul.com

Sherry H. Flax
SAUL EWING ARNSTEIN & LEHR, LLP
500 E. Pratt Street, Suite 900
Baltimore, Maryland 21202
(410) 332-8764
(410) 332-8785 (facsimile)
sherry.flax@saul.com

James C. Hodges, OBA 4254
JAMES C. HODGES, PC
2622 East 21st Street, Suite 4
Tulsa, OK 74114
Telephone: (918) 779-7078
JHodges@HodgesLC.Com

Duane H. Zobrist
Jonathan S. Jacobs
ZOBRIST LAW GROUP PLLC
1900 Arlington Blvd. Suite B
Charlottesville, VA 22903
Telephone: (434) 658-6400
dzobrist@zoblaw.com
jjacobs@zoblaw.com

Attorneys for Defendants

/s/ Gary M. Rubman